

BCC Mtg. Date: Jan. 10, 2017

Orange County Government

*Orange County Administration Center
201 S Rosalind Ave.
Orlando, FL 32802-1393*



Final BCC Meeting Minutes

Tuesday, November 15, 2016

1:30 PM

County Commission Chambers

Board of County Commissioners

Call to Order

County Mayor Jacobs called the meeting to order at 1:38 p.m.

Present: 6 - Mayor Teresa Jacobs, Commissioner Bryan Nelson, Commissioner Jennifer Thompson, Commissioner Pete Clarke, Commissioner Victoria P. Siplin, and Commissioner S. Scott Boyd

Others Present:

Chief Deputy Comptroller Margaret A. McGarrity as Clerk
County Administrator Ajit Lalchandani
County Attorney Jeffrey J. Newton
Deputy County Attorney Joel Prinsell
Assistant Deputy Clerk Jessica Vaupel
Senior Minutes Coordinator Craig Stopyra
Senior Minutes Coordinator Noelia Perez

Invocation

Pastor Ralph Howe, Discovery Church.

Pledge of Allegiance**Presentation**

Workplace Challenge Awards

Public Comment

The following persons addressed the Board during public comment:

- Darius Sneed
- Andre Perez
- Maria Diaz Urbino
- Maria Bolton-Joubert

I. CONSENT AGENDA**Approval of the Consent Agenda**

The Mayor deferred action on County Administrator Item B1; further, deleted Administrative Services Item 11; further deferred action on Community, Environmental and Development Services Items 2 and 7 for consideration with public hearing Rezoning LUP-16-07-246; further, deferred action on Community, Environmental and Development Services Item 4 for consideration with Privately-Initiated Map Amendment 2016-2-A-1-2 (fka 2016-1-A-1-3); and further, a motion was made by Commissioner Boyd, seconded by Commissioner Clarke, to approve the balance

of the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

A. COUNTY COMPTROLLER

1. [16-249](#) Approval of the minutes of the September 8, September 20, and September 22, 2016 meetings of the Board of County Commissioners. (Clerk's Office)
2. [16-250](#) Approval of the check register authorizing the most recently disbursed County funds, having been certified that same had not been drawn on overexpended accounts. Periods are as follows:
 - October 28, 2016, to November 3, 2016; total of \$38,064,926.66.
 - November 4, 2016, to November 10, 2016; total of \$36,351,589.85.

(Finance/Accounting)

B. COUNTY ADMINISTRATOR

1. [16-251](#)
 1. Approval of the Membership and Mission Review Board's recommendations for advisory board appointments and reappointments: (Agenda Development Office)
 - A. Affordable Housing Advisory Board: Reappointment of Jennifer K. Pollock in the banking or mortgage banking industry representative category, Luis F. Hernandez in the Orange County resident representative category, Joseph Chambers in the for-profit provider of affordable housing representative category, and JaJa J. Wade in the local planning agency representative category with terms expiring June 30, 2018; the appointment of Leigh Newton to succeed Ruben D. Feliciano in the not-for-profit provider of affordable housing representative category and Reinaldo Rodriguez to succeed Matthew Ramirez in the real estate professional representative category with terms expiring June 30, 2018; and the appointment of Lyndell L. Mims to succeed Walter F. Maguire in the labor engaged in home building representative category with a term expiring June 30, 2017. Note: This will be a third term for Mr. Chambers and will require a supermajority (5) vote of the Board of County Commissioners.
 - B. Agricultural Advisory Board: Appointment of Jeff Hogan and Robert A. Worthington in the at large representative category with terms expiring December 31, 2018.

(Item B1 was deferred.)

- C. Arts and Cultural Affairs Advisory Council: Appointment of Karen E.

Climer to succeed Tiffany Sanders in the at large representative category with a term expiring June 30, 2017.

- D. Citizen' Review Panel for Human Services: Appointment of Jonathan P. Rivera to succeed Shannon K. Brown in the at large member in training representative category with a term expiring December 31, 2017; the appointment of Dr. Tyon Hall to succeed Frank E. Blanco in the economically distressed representative category with a term expiring December 31, 2018; the appointment of Dr. Beena M. Parikh to succeed Adriana Comellas-Macretti in the M/WBE spokesperson representative category with a term expiring December 31, 2017; and the appointment of Jason Sena in the at large member in training representative category with a term expiring December 31, 2017. Note: Ms. Brown was serving in the at large member in training representative category. She will succeed Maribel Gomez-Cordero in the at large representative category with a term expiring December 31, 2017.
- E. Commission on Aging: Reappointment of Dr. Carmel Munroe in the health care representative category, Augustin Martinez in the faith representative category, and Crockett Bohannon in the at large representative category with terms ending June 30, 2018.
- F. Community Development Advisory Board: Appointment of John M. Crossman to succeed Mary M. Hurley in the District 5 representative category with a term expiring June 30, 2017.
- G. Disability Advisory Board: Reappointment of Jose A. Fernandez, Joe Waczewski, and Tiffany Namey in the at large representative category with terms expiring June 30, 2018.
- H. Health Council of East Central Florida: Appointment of Dr. Shahida P. Moizuddin to succeed Jean E. Siegfried in the health care consumer over 60 representative category with a term expiring September 30, 2018.
- I. Parks and Recreation Advisory Board: Appointment of Dr. Donald L. Jones to succeed Linda B. Becker in the senior citizen representative category with a term expiring June 30, 2018.

- 2. [16-252](#) Approval of Resolution 2016-B-17 for the issuance of \$2,000,000 of MultiFamily Housing Revenue Bonds to be added to the \$13,000,000 that was the subject of a prior hearing and approval by the Board of County Commissioners pursuant to Resolution 2016-B-09, adopted August 2, 2016, (for a total not to exceed \$15,000,000) to finance the acquisition and rehabilitation of Lake Weston Point Apartments, a proposed development in unincorporated Orange County, Florida, District 2. (Housing Finance Authority)
- 3. [16-253](#) Approval of Resolution 2016-B-18 for the issuance of MultiFamily Housing Mortgage Revenue Bonds to finance the acquisition and rehabilitation of Landon Pointe Apartments, a proposed development in Orange County,

Florida, District 6, in an amount not to exceed \$20,164,000. (Housing Finance Authority)

4. [16-254](#) Approval of Resolution 2016-B-19 for the issuance of MultiFamily Housing Mortgage Revenue Bonds to finance the acquisition and construction of Landstar Village Apartments, a proposed development in unincorporated Orange County, Florida, District 4, in an amount not to exceed \$19,000,000. (Housing Finance Authority)
5. [16-255](#) Approval and execution of Agreement between Orange County, Florida and Orange County Fire Fighters Association, I.A.F.F., Local 2057 (B-Unit) Fiscal Years 2014-15 through 2016-17. (Human Resources Division)
6. [16-256](#) Approval and execution of Orange County, Florida and University of Central Florida Research Foundation, Inc FY 2017 Grant Agreement and authorization to disburse \$765,000 as provided in the FY 2016-17 adopted budget. (Office of Economic, Trade and Tourism Development)
7. [16-257](#) Approval for the Orange County Sheriff's Office to spend \$1,000 from the FY 2017 Law Enforcement Trust Fund to provide an eligible contribution to Man Up Mentoring, Inc. (Office of Management and Budget)
8. [16-258](#) Approval of budget amendment #17-05. (Office of Management and Budget)

C. COUNTY ATTORNEY

1. [16-259](#) Approval of proposed revisions to Administrative Regulation 6.15, titled "Federal, State And Local Grant Application And Approval Process."

D. ADMINISTRATIVE SERVICES DEPARTMENT

1. [16-260](#) Approval to award Invitation for Bids Y16-1117-LC, Weed Control for Secondary Canals & Ditches, to the low responsive and responsible bidder, Airboat Addicts Inc. The estimated contract award amount is \$111,646 for a 1-year term. ([Public Works Department Roads and Drainage Division] Procurement Division)
2. [16-261](#) Approval to award Invitation for Bids Y17-100-RM, Stormwater System Video, Cleaning, Sealing, Void Detection and Filling, to the low responsive and responsible bidder, EnviroWaste Services Group, Inc. The estimated annual contract award amount is \$1,403,602. ([Public Works Department Roads and Drainage Division] Procurement Division)
3. [16-262](#) Approval to award Invitation for Bids Y17-104-EB, County Wide Demolition - Lot 1 and Lot 2, to the sole responsive and responsible bidder, Sunrise Systems of Brevard, Inc. The estimated annual contract award amount for Lot 1 is \$207,959.67 and the estimated annual contract award amount for

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- Lot 2 is \$1,423,562.05. ([Administrative Services Department Real Estate Management Division Code Enforcement Division] Procurement Division)
4. [16-263](#) Approval to award Invitation for Bids Y16-7000-RM, Park Manor Estates Sections 1-8 Underdrain Improvements, to the low responsive and responsible bidder, Schuller Contractors, Incorporated. The total contract award amount is \$1,969,780. ([Public Works Department Roads and Drainage Division] Procurement Division)
 5. [16-264](#) Approval to award Invitation for Bids Y17-706-CC, West Orange Maintenance Building, to the low responsive and responsible bidder, Café Construction & Development, Inc. The total contract award amount is \$159,500. ([Administrative Services Department Capital Projects Division] Procurement Division)
 6. [16-265](#) Approval to award Invitation for Bids Y16-7007-RM, Orange County Convention Center Valencia & Chapin Theater Dressing Rooms Renovations to include Plumbing, HVAC and Electrical Improvements, to the low responsive and responsible bidder, S.A. Casey Construction, Inc. The total contract award amount is \$914,084.04. ([Convention Center Capital Planning Division] Procurement Division)
 7. [16-266](#) Ratification of Amendment No. 2, Contract Y16-1001-MG, Overhead Door and Gate Repairs with Preventative Maintenance, with D.H. Pace Company, Inc., in the estimated amount of \$120,000 for a revised estimated contract amount of \$414,000. ([Administrative Services Department Facilities Management Division] Procurement Division)
 8. [16-267](#) Approval to sell a desk and matching credenza to Judge Michael Miller in the amount of \$100.
 9. [16-268](#) Approval and execution of First Amendment to Ground Lease between Orange County and State of Florida, Department of Juvenile Justice for Orange Regional Juvenile Detention Center - Parking 2800 S Bumby Avenue Orlando, Florida. District 3. (Real Estate Management Division)
 10. [16-269](#) Approval and execution of Real Estate Purchase Agreement between The School Board of Orange County, Florida and Orange County, approval of Special Warranty Deed from The School Board of Orange County, Florida to Orange County and authorization to disburse funds to pay purchase price and closing costs and perform all actions necessary and incidental to closing for Fire Station 87 (Invest). District 4. (Real Estate Management Division)
 11. [16-270](#) Approval of Contract for Sale and Purchase and Warranty Deed between IRA Services Trust Company CFBO: Rami A. Fakhoury IRA Account #429090, Tax ID #26-267205 and Orange County and authorization to disburse funds to pay purchase price and closing costs and perform all

actions necessary and incidental to closing for Cypress Grove Park Addition (Invest). District 3. (Real Estate Management Division)

(This item was deleted).

12. [16-271](#) Approval of Utility Easement between Avista Properties IX, LLC and Orange County, Subordination of Encumbrances to Property Rights to Orange County from Bank of America, N.A. and authorization to record instruments for Hyatt Place @ Lake Buena Vista/Sitework Permit: B13904210 OCU File #: 75825. District 1. (Real Estate Management Division)

E. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. [16-272](#) Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. All Districts. (Code Enforcement Division)

LC 16-1017	LC 16-0985	LC 16-1091	LC 16-1127	LC 16-0913
LC 16-0908	LC 16-1051	LC 16-1092	LC 16-0840	LC 16-0922
LC 16-0928	LC 16-1063	LC 16-1109	LC 16-0851	LC 16-0924
LC 16-0937	LC 16-1065	LC 16-0976	LC 16-0857	LC 16-0971
LC 16-0948	LC 16-1066	LC 16-1006	LC 16-0896	LC 16-0972
LC 16-0952	LC 16-1067	LC 16-0981	LC 16-0897	LC 16-0991
LC 16-0953	LC 16-0863	LC 16-1012	LC 16-0900	LC 16-1020
LC 16-0969	LC 16-1090	LC 16-1022	LC 16-0910	LC 16-1075

3. [16-274](#) Approval and execution of Project Administration Agreements between Orange County and public service agencies utilizing Community Development Block Grant and Emergency Solutions Grant funds under Orange County's 2016-2017 Action Plan. All Districts. (Housing and Community Development Division)

5. [16-276](#) Approval and execution of Proportionate Share Agreement for Dale R. Nichols Dean Road: From Curry Ford Road to Lake Underhill Road by and between Dale R. Nichols and Orange County for a proportionate share payment in the amount of \$43,456. District 3. (Roadway Agreement Committee)

6. [16-277](#) Approval and execution of Second Amendment to Right of Way Agreement Hollywood Plaza Parking Garage International Drive by and between Wallack Parking, LLC and 8050 I Drive Realty, LLC and Orange County to modify the timeframe for the conveyance. District 6. (Roadway Agreement Committee)

F. CORRECTIONS DEPARTMENT

1. [16-279](#) Approval of U.S. Department of Justice, Bureau of Justice Assistance under State Criminal Alien Assistance Program Grant Number: 2016-AP-BX-0421 for FY 2016 in the amount of \$67,542 for reimbursement of costs incurred for the incarceration of undocumented criminal aliens. No local match is required.

G. FAMILY SERVICES DEPARTMENT

1. [16-280](#) Receipt and filing of Head Start Policy Council Program Information and Updates September 2016 and Head Start Policy Council Meeting Minutes August 18, 2016 for the official county record. (Head Start Division)

H. FIRE RESCUE DEPARTMENT

1. [16-281](#) Approval of Federally-Funded Sub-Award and Grant Agreement Contract Number: 17-DS-V4-06-58-01-____, between the State of Florida, Division of Emergency Management, and Orange County in the amount of \$221,022. There is no local match required.
2. [16-282](#) Approval of Federally-Funded Sub-Award and Grant Agreement Contract Number: 17-DS-V4-06-58-01-____, between the State of Florida, Division of Emergency Management, and Orange County in the amount of \$86,695. There is no local match required.

I. HEALTH SERVICES DEPARTMENT

1. [16-283](#) Approval and execution of the Paratransit Services License for Safeway Transportation System, LLC to provide wheelchair/stretchers service. The term of this license is from November 30, 2016 through November 30, 2018. There is no cost to the County. (EMS Office of the Medical Director)
2. [16-284](#) Approval and execution of the Paratransit Services License for Team 4 Transport, LLC to provide wheelchair/stretchers service. The term of this license is from November 30, 2016 through November 30, 2018. There is no cost to the County. (EMS Office of the Medical Director)
3. [16-285](#) Approval and execution of the Florida Department of Health Bureau of Emergency Medical Services EMS County Grant Application for 2016-2017 in the amount of \$186,860 and approval for the County Mayor or designee to sign for the award payment. There is no county match required for this grant. (EMS Office of the Medical Director)

J. OFFICE OF REGIONAL MOBILITY

1. [16-286](#) Approval and execution of Service Funding Agreement by and between Orange County, Florida and LYNX for FY 2016-17. All Districts.

K. PUBLIC WORKS DEPARTMENT

1. [16-287](#) Approval to install a "No Parking" zone on both sides of the road on Delridge Avenue from 1103 Delridge Avenue to 1148 Delridge Avenue from 7:00 AM to 4:30 PM. District 2. (Traffic Engineering Division)
2. [16-288](#) Approval of Traffic Control Devices and "No Parking" sign installations in Devalk Subdivision (aka Arbor Chase). District 4. (Traffic Engineering Division)
3. [16-289](#) Approval to install a "No parking" zone on the north side right of way of Gatlin Avenue from Gatlin Way Drive extending 460 feet east to the west side of Barber Park. District 3. (Traffic Engineering Division)
4. [16-290](#) Approval of the installation of a traffic signal at the intersection of Wetherbee Road and Club Woods Drive. District 4. (Traffic Engineering Division)
5. [16-291](#) Approval and execution of Third Amendment to the Homeowner's Association Agreement for Summerlake Community Association, Inc. Traffic Control Devices by Summerlake Community Association, Inc. and Orange County, Florida that provides for the Association to maintain decorative street name and traffic control signposts. District 1. (Traffic Engineering Division)
6. [16-292](#) Approval and execution of Fourth Amendment to the Homeowner's Association Agreement for Summerlake Community Association, Inc. Traffic Control Devices by Summerlake Community Association, Inc. and Orange County, Florida that provides for the Association to maintain decorative street name and traffic control signposts. District 1. (Traffic Engineering Division)

L. UTILITIES DEPARTMENT

1. [16-293](#) Approval and execution of Cost-Share Agreement between the St. Johns River Water Management District and Orange County Contract #28842 by and between the Governing Board of the St. Johns River Water Management District and Orange County for the Water Wise Neighbor Program Retrofit Project. All Districts. (Water Division)
2. [16-294](#) Approval and execution of Cost-Share Agreement between the St. Johns River Water Management District and Orange County Contract #28843 by and between the Governing Board of the St. Johns River Water

Management District and Orange County for the Water Wise Neighbor
Program New Construction Irrigation Project. All Districts. (Water Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. [16-295](#) Receipt of the following items to file for the record: (Clerk's Office)
 - a. City of Orlando Voluntary Annexation Request - Medical Village at Pines Hills - ANX2016-00008. Notice of Proposed Enactment. Proposed Ordinance 2016-71, entitled: An Ordinance of the City Council of the City of Orlando, Florida, annexing to the corporate limits of the City certain land generally located to the north of W. Colonial Dr., east and south of Fairvilla Rd., and west of Mercy Dr., and comprised of 1.33 acres of land, more or less; amending the City's adopted Growth Management Plan to designate the property as Industrial on the City's Official Future Land Use Maps; designating the property as the Industrial -General District along with the Wekiva Overlay District on the City's Official Zoning Maps; providing for amendment of the City's Official Future Land Use and Zoning Maps; providing for severability, correction of scrivener's errors, permit disclaimer, and an effective date. A public hearing on this Ordinance will be held during Council's regular meeting beginning at 2:00 p.m., in Council Chambers, 2nd floor, Orlando City Hall, 400 S. Orange Ave., Orlando, Florida.

This item was received and filed.

I. CONSENT AGENDA ITEM DEFERRED

B. COUNTY ADMINISTRATOR

1. [16-303](#) Approval of the Membership and Mission Review Board's recommendations for advisory board appointments and reappointments: (Agenda Development Office)
 - B. Agricultural Advisory Board: Appointment of Jeff Hogan and Robert A. Worthington in the at large representative category with terms expiring December 31, 2018.

A motion was made by Commissioner Boyd, seconded by Commissioner Siplin, to approve this item. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Commissioner Edwards and Commissioner Siplin

III. RECOMMENDATIONS

1. [16-296](#) October 28, 2016 Planning and Zoning Commission Recommendations

A motion was made by Commissioner Clarke, seconded by Commissioner Nelson, to approve the recommendations; subject to the usual right of appeal by any aggrieved party.

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Edwards, and Commissioner Siplin

IV. PUBLIC HEARINGS

1. [16-077](#) Rezoning

Jim Hall, Kurtyka PD/LUP, Case # LUP-14-03-069; District 3 (Continued from July 12, and July 19, 2016)

Consideration: Request to rezone one (1) parcel containing 17.59 gross acres from A-2 (Farmland Rural District) to PD (Planned Development District) with a development program consisting of 43 conventional single-family detached residential dwelling units. No waivers from the Orange County Code have been requested; pursuant to Orange County Code, Chapter 30.

Location: District 3; property located at 2004 Gregory Road; or generally located on the west side of Gregory Road, approximately 1,300 feet south of Berry Dease Road; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Clarke, seconded by Commissioner Thompson, to continue the public hearing until March 7, 2017, at 2 p.m. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Edwards, and Commissioner Siplin

2. [16-141](#) Ordinance
Amending Orange County Code, Article XII, Chapter 9, pertaining to underground Utilities pipeline contracting

CONSIDERATION: AN ORDINANCE AMENDING CHAPTER 9 ("BUILDING AND CONSTRUCTION REGULATIONS") OF THE ORANGE COUNTY CODE; AMENDING ARTICLE XII ("UNDERGROUND UTILITIES PIPELINES AND UNDERGROUND UTILITIES PIPELINE CONTRACTORS"); AND PROVIDING AN EFFECTIVE DATE.

A motion was made by Commissioner Nelson, seconded by Commissioner Clarke, to adopt Ordinance 2016-25 amending Chapter 9 "Building and Construction Regulations" of the Orange County Code; amending Article XII ("Underground Utilities Pipeline Contractors"); and providing an effective date. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, Edwards, and Commissioner Siplin

3. [16-149](#) Comprehensive Plan/Ordinance

Amending Orange County Code, adopting 2016-2 Regular Cycle and 2016-2 Small-Scale Development Amendments to the 2010-2030 Comprehensive Plan (CP) and concurrent Rezoning and Substantial Change requests

and

Adoption of Ordinances

REGULAR CYCLE PRIVATELY-INITIATED COMPREHENSIVE PLAN
MAP AMENDMENT

Amendment: 2016-2-A-1-2 (fka 2016-1-A-1-3)

Geoffrey McNeill, AGMCi, LLC, for Orange Lake Country Club, Inc.; Walkem Development Company of Knoxville, Inc.; Carson Family II, LLC; Prudential Insurance Company of America; Roi Developers I, LLC; National Retail Properties, LP; Town Center Property Owners; Association, Inc.; Wilson Land, Inc.; and 192 Ah Investors, LLC

Consideration: Growth Center-Commercial (GC-C) to Growth Center-Commercial/Medium Density Residential (GC-C/MDR)

Location: Generally located on the north side of W. Irlo Bronson Memorial Hwy. and the Orange County/Osceola County Line, east and west of SR 429, and south of Hartzog Rd; Parcel ID#s: 28-24-27-0000-00-006/007/011/013/014/016 and 29-24-27-0000-00-005/006 and 33-24-27-0000-00-001/019 and 33-24-27-6377-00-002/004/005/040/050/051/052/060 and 33-24-27-6378-00-001/010/030 and 33-24-27-6379-00-006/070 - 1,443.79 gross ac.

The following person addressed the Board: Arthur Baker.

A motion was made by Commissioner Boyd, seconded by Commissioner Nelson, to make a finding of consistency with the Comprehensive Plan (see Housing Element Objective H1.1, Future Land Use Element Objectives FLU2.2 and FLU8.2, and Policies FLU1.1.1, FLU1.1.2.A, FLU1.1.4.F, FLU1.4.4, FLU1.4.7, FLU7.4.1, FLU7.4.4, FLU7.4.6, and FLU8.2.1); further, determine that the proposed amendment is in compliance; further, adopt Amendment 2016-2-A-1-2 (fka 2016-1-A-1-3), Growth Center-Commercial (GC-C) to Growth Center-Commercial/Medium Density Residential (GC-C-MDR); further, make a finding of consistency with the Comprehensive Plan; and further, approve the Third Amendment to the Eighth Restated and Amended Development Order for Orange Lake Country Club Development of Regional Impact. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

I. CONSENT AGENDA ITEM DEFERRED**E. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT**

4. [16-275](#) Approval and execution of Third Amendment to the Eighth Restated and Amended Development Order for Orange Lake Country Club Development of Regional Impact. District 1. (Planning Division)

The item was approved.

IV. PUBLIC HEARINGS

3. [16-150](#) REGULAR CYCLE PRIVATELY-INITIATED COMPREHENSIVE PLAN TEXT AMENDMENT AND CONCURRENT SUBSTANTIAL CHANGE REQUEST

Amendment 2016-2-P-FLUE-2

Jim Hall, VHB, Inc., for Eastmar Commons Partnership

Consideration: Text amendment to Future Land Use Element Policy FLU8.1.4 amending the maximum density/intensity associated with the Eastmar Commons PD's adopted Planned Development-Commercial/Medium Density Residential (PD-C/MDR) Future Land Use Map designation

The following person addressed the Board: Jim Hall.

A motion was made by Commissioner Thompson, seconded by Commissioner Edwards, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Element Goal FLU2, Objectives FLU2.1 and FLU8.2, and Policies FLU1.4.1(B), FLU1.1.5, FLU8.1.6, FLU8.2.1, and FLU8.8.1); further, determine that the proposed amendment is in compliance; further, adopt Amendment 2016-2-P-FLUE-2; further, make a finding of consistency with the Comprehensive Plan; and further, approve the substantial change request, subject to the nine (9) conditions listed in the staff report. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

3. [16-151](#) CONCURRENT SUBSTANTIAL CHANGE REQUEST

Jim Hall, VHB, Inc., for Eastmar Commons Partnership
Substantial Change CDR-16-06-210

Consideration: Substantial Change Request to the Eastmar Commons PD to revise PD Parcel 3 development entitlements by decreasing commercial square footage from 45,000 to 36,000, and by using a trip equivalency matrix to convert the 9,000 square feet of excess commercial into 100,000 square feet of self-storage use. The modified PD Parcel 3

development program would also continue to provide up to 380 multi-family residential dwelling units, and be limited to a maximum of 424 PM Peak Hour trips

This item was approved.

3. [16-152](#) REGULAR CYCLE PRIVATELY-INITIATED COMPREHENSIVE PLAN
MAP AMENDMENT AND CONCURRENT REZONING REQUEST

Amendment 2016-2-A-5-1 (fka 2016-1-S-5-4)

Thomas Sullivan for Luk Yeung, Inc., Orlando Pickett 2, LLC, and Bonne
34567, Inc.

Consideration: Office/Commercial/Low-Medium Density Residential (O/C/LMDR) to Planned Development-Commercial/High Density Residential (PD-C/HDR)

Location: 13645 E. Colonial Dr.; Generally located north of E. Colonial Dr., west of Lake Pickett Rd., and east of Bonneville Dr.; Parcel ID#s: 23-22-31-0000-00-008 (portion of) and 14-22-31-6528-00-030/040/050/060/071; - 11.45 gross ac.

The following persons addressed the Board:

Tom Sullivan
Rob Meyer
Troy Drinkwater
Franco Ferrari
Kelly Semrad

The following material was presented to the Board prior to the close of the public hearing: Exhibit 1, from Rob Meyer.

New Condition of Approval # 16:

16. The pond adjacent to Bonneville Road shall be constructed as an amenity, such that no fence shall be installed.

A motion was made by Commissioner Edwards, seconded by Commissioner Nelson, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Objective OBJH1.1.7, Goal H1 and Policies FLU1.1.5, FLU1.4.1, FLU1.4.2, FLU2.2.15, FLU8.2, FLU8.2.1, FLU8.2.2, and FLU8.2.11); further, determine that the proposed amendment is in compliance; further, adopt Amendment 2016-2-A-5-1, Office (O), Commercial (C), and Low-Medium Density Residential (LMDR) to Planned Development-Commercial/High Density Residential (PD-C/HDR); further, make a finding of consistency with the Comprehensive Plan; and further, approve the rezoning request, subject to the fifteen (15) conditions listed in the staff report and new condition of approval #16.

16. The pond adjacent to Bonneville Road shall be constructed as an amenity, such that no fence shall be installed.

The motion carried by the following vote:

Aye: 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

Nay: 1 - Commissioner Thompson

and

3. [16-153](#) CONCURRENT REZONING REQUEST

Thomas Sullivan for Luk Yeung, Inc., Orlando Pickett 2, LLC, and Bonne 34567, Inc.

Rezoning Case # LUPA-16-06-219

R-1 (Single-Family Dwelling District) to PD (Planned Development District) (Lake Pickett Center PD)

Consideration: Request to rezone R-1 (Single-Family Dwelling District) to PD (Planned Development District) (Lake Pickett Center PD). A request to add 1.56 acres to the existing PD for a total of 45.71 acres; replace 40,000 square feet of commercial and 50,000 square feet of office with 296 multi-family units; and add multi-family as a permitted use. Also requested are six (6) waivers from Orange County Code: 1) A waiver from Section 38-1258(a) to allow multi-family buildings that are four (4) stories and sixty (60) feet in height to be located sixty (60) feet from single-family internal to the PD, in lieu of multi-family buildings located within one hundred (100) feet of single-family zoned property shall be restricted to single story in height; 2) A waiver from Section 38-1258(b) to allow multi-family buildings that are four (4) stories and sixty (60) feet in height from single-family internal to the PD, in lieu of multi-family buildings located between one hundred plus (100+) feet to one hundred and fifty (150) feet of single-family zoned property shall vary in building height with a maximum of fifty (50) percent of the buildings being three (3) stories (not to exceed forty (40) feet) in height with the remaining building being one (1) story or two (2) stories in height; 3) A waiver from Section 38-1258(c) to allow buildings that are four (4) stories and sixty (60) feet in height to be located sixty (60) feet from single-family internal to the PD, in lieu of multi-family buildings located within one hundred and fifty (150) feet of single-family zoned property shall not exceed three (3) stories (forty (40) feet) in height; 4) A waiver from Section 38-1258(d) to allow buildings that are four (4) stories and sixty (60) feet in height, in lieu of three (3) stories (forty (40) feet) in height; 5) A waiver from Section 38-1258(e) to allow parking and other paved areas for multi-family development to be within seven (7) feet of single-family zoned property, in lieu of twenty-five (25) feet, and 6) A waiver from Section 38-1258(g) to allow an access from a right-of-way serving a single-family residential development.

Location: 13645 E. Colonial Dr.; Generally located north of E. Colonial Dr., west of Lake Pickett Rd., and east of Bonneville Dr.; The rezoning would apply only to Parcel ID#s: 14-22-31-6528-00-030/040/050/060/071; 1.56 gross ac.

This item was approved.

3. [16-155](#) REGULAR CYCLE STAFF-INITIATED TEXT AND FUTURE LAND USE MAP AMENDMENT

2016-2-B-CP-1

Text amendments to the Future Land Use Element, amending selected objectives and policies of Goal FLU4, Horizon West, and amendment of Map 2, Horizon West Specific Area Plan, of the Future Land Use Map Series

A motion was made by Commissioner Boyd, seconded by Commissioner Nelson, to make a finding of consistency with the Comprehensive Plan; further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2016-2-B-CP-1. The motion carried by the following vote:

Aye: 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, and Commissioner Siplin

Absent: 1 - Edwards

3. [16-156](#) REGULAR CYCLE STAFF-INITIATED TEXT AMENDMENT AND FUTURE LAND USE MAP AMENDMENT

2016-2-B-TRAN-1

Text amendments to the Transportation Element to address pedestrian safety

A motion was made by Commissioner Clarke, seconded by Commissioner Thompson, to make a finding of consistency with the Comprehensive Plan; further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2016-2-B-TRAN-1. The motion carried by the following vote:

Aye: 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, and Commissioner Siplin

Absent: 1 - Edwards

3. [16-158](#) REGULAR CYCLE STAFF-INITIATED TEXT AND FUTURE LAND USE MAP AMENDMENT

Amendment 2016-2-B-CP-2

Text amendments to the Transportation Element and Future Land Use Element to address transportation and land use coordination for freight

A motion was made by Commissioner Siplin, seconded by Commissioner Thompson, to make a finding of consistency with the Comprehensive Plan; further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2016-2-B-CP-2. The motion carried by the following vote:

Aye: 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, and Commissioner Siplin

Absent: 1 - Edwards

3. [16-159](#) REGULAR CYCLE STATE-COORDINATED REVIEW COMPREHENSIVE PLAN AMENDMENTS ORDINANCE

Amending Orange County Code, adopting 2016-2 Regular Cycle State-Coordinated Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3184, F.S.

A motion was made by Commissioner Boyd, seconded by Commissioner Clarke, to make a finding of consistency with the Comprehensive Plan; further, determine that the amendments are in compliance; and further, adopt Ordinance 2016-26, consistent with today's actions, approving the proposed Future Land Use Map and Text Amendments. The motion carried by the following vote:

Aye: 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner Boyd, and Commissioner Siplin

Absent: 1 - Edwards

3. [16-160](#) SMALL-SCALE DEVELOPMENT PRIVATELY-INITIATED AMENDMENT AND CONCURRENT REZONING REQUEST

Amendment 2016-2-S-2-1
Mark Evans for Directions Fellowship, Inc.

Consideration: Low Density Residential (LDR) to Commercial (C)

Location: 5495 Clarcona Ocoee Rd.; Generally located on the northeast corner of the Clarcona Ocoee Rd. and N. Pine Hills Rd. intersection; Parcel ID#: 31-21-29-0000-00-060; - 2.64 gross ac.

The following person addressed the Board: Mark Evans.

A motion was made by Commissioner Nelson, seconded by Commissioner Boyd, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Element Policies FLU1.1.5, FLU1.4.3, FLU1.4.4, FLU2.2.1, FLU8.2.1, and FLU8.2.10; further, determine that the proposed amendment is in compliance; further, adopt Amendment 2016-2-S-2-1, Low Density Residential (LDR) to Commercial (C); further, make a finding of consistency with the Comprehensive Plan; and further, approve the rezoning request, subject to the three (3) restrictions listed in the staff report. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

3. [16-161](#) CONCURRENT REZONING REQUEST

Mark Evans for Directions Fellowship, Inc.
Rezoning RZ-16-10-020

R-1 (Single-Family Dwelling District) to C-1 (Retail Commercial District)

Consideration: Request to rezone R-1 (Single-Family Dwelling District) to C-1 (Retail Commercial District)

Location: 5495 Clarcona Ocoee Rd.; Generally located on the northeast corner of the Clarcona Ocoee Rd. and N. Pine Hills Rd. intersection; Parcel ID#: 31-21-29-0000-00-060; - 2.64 gross ac.

This item was approved.

3. [16-162](#) SMALL-SCALE DEVELOPMENT PRIVATELY-INITIATED AMENDMENT
AND CONCURRENT REZONING REQUEST

Amendment 2016-2-S-2-2

Kendell Keith, Oak Hill Planning Studio, for Bruce R. Fitzgerald

Consideration: Industrial (IND) to Commercial (C)

Location: 2600 S. Orange Blossom Tl.; Generally located east of Floral Ave., southwest of S. Orange Blossom Tl., and north of W. Maitland Blvd.; - 3.10 gross ac.

The following person addressed the Board: Kendell Keith.

A motion was made by Commissioner Nelson, seconded by Commissioner Edwards, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Element Objective FLU8.2; Policies FLU1.4.4, FLU1.4.6, FLU1.4.10, FLU1.4.16, FLU 8.2.1, and FLU 8.2.11); further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2016-2-S-2-2, Industrial (IND) to Commercial (C). The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

3. [16-163](#) CONCURRENT REZONING REQUEST

Kendall Keith, Oak Hill Planning Studio, for Bruce R. Fitzgerald

Rezoning RZ-16-10-024

I-2/I-3 (Industrial District) to C-1 (Retail Commercial District)

Consideration: Request to rezone I-2/I-3 (Industrial District) to C-1 (Retail Commercial District)

Location: 2600 S. Orange Blossom Tl.; Generally located east of Floral Ave., southwest of S. Orange Blossom Tl., and north of W. Maitland Blvd.; - 3.10 gross ac.

A motion was made by Commissioner Nelson, seconded by Commissioner Edwards, to make a finding of consistency with the Comprehensive Plan; and further, approve the rezoning request, subject to the three (3) restrictions listed in the staff report. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

3. [16-164](#) SMALL-SCALE DEVELOPMENT PRIVATELY-INITIATED AMENDMENT
AND CONCURRENT REZONING REQUEST

Amendment 2016-2-S-2-4
John Rollas

Consideration: Low Density Residential (LDR) to Medium Density Residential (MDR)

Location: 5241 Davisson Ave.; Generally located at the southeast corner of Davisson Ave. and Van Ness St., north of Lee Rd.; Parcel ID#: 03-22-29-2628-17-010; - 0.34 gross ac.

The following person addressed the Board: John Rollas.

A motion was made by Commissioner Nelson, seconded by Commissioner Clarke, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Element Goal FLU2, Objectives FLU2.1 and FLU8.2, and Policies FLU1.1.1, FLU1.1.5, FLU8.2.1, and FLU8.2.2; and Housing Element Goal H1 and Objective H1.1); further, determine that the proposed amendment is in compliance; further, adopt Amendment 2016-2-S-2-4, Low Density Residential (LDR) to Medium Density Residential (MDR). The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

3. [16-165](#) CONCURRENT REZONING REQUEST

John Rollas
Rezoning RZ-16-10-022
R-2 (Residential District) to R-3 (Multiple-Family Dwelling District)

Consideration: Request to rezone R-2 (Residential District) to R-3 (Multiple-Family Dwelling District)

Location: 5241 Davisson Ave.; Generally located at the southeast corner of Davisson Ave. and Van Ness St., north of Lee Rd.; Parcel ID#: 03-22-29-2628-17-010; - 0.34 gross ac.

A motion was made by Commissioner Nelson, seconded by Commissioner Clarke, to make a finding of consistency with the Comprehensive Plan; further approve the rezoning request, subject to the variance and restriction listed in the staff report. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

3. [16-166](#) SMALL-SCALE DEVELOPMENT PRIVATELY-INITIATED AMENDMENT

Amendment 2016-2-S-3-1
Major Stacy, B&S Engineering Consultants, LLC, for JKS Holdings of Central Florida, LLC

Consideration: Medium Density Residential (MDR) to Commercial (C)

Location: 600 N. Goldenrod Rd.; Generally located west of N. Goldenrod Rd., east of N. Forsyth Rd., and south of Goldenpointe Blvd; Parcel ID# 26-22-30-0000-00-123; - 5.02 gross ac.

The following person addressed the Board: Jim Nebrowski (phonetic).

A motion was made by Commissioner Clarke, seconded by Commissioner Nelson, to make a finding of consistency with the Comprehensive Plan; further, determine that the proposed amendment is in compliance; further, adopt as amended Amendment 2016-2-S-3-1, changing Medium Density Residential (MDR) to Planned Development-(PD-C). Adoption as PD-C will require the applicant to apply for a rezoning to PD, which would provide added protection to neighboring residential properties. The development program of up to 410,335 square feet of C-1 (Retail Commercial District) uses and/or an outdoor boat and RV storage facility, based on the maximum 3.0 floor area ratio (FAR) for commercial development, will be adopted into Policy FLU8.1.4 of the Comprehensive Plan, which establishes the maximum densities and intensities for properties with adopted PD Future Land Use Map designations. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

3. [16-167](#) SMALL-SCALE DEVELOPMENT PRIVATELY-INITIATED AMENDMENT AND CONCURRENT REZONING REQUEST

Amendment 2016-2-S-4-1

Jean Abi-Aoun, P.E., Florida Engineering Group, Inc., for John R. Hefferan Jr. and Marilyn P. Hefferan, Patrick H. Dang, and Angel N. Ho

Consideration: Rural Settlement 1/2 (RS 1/2) to Planned Development-Office (PD-O)

Location: 11747 and 11749 Narcoossee Rd.; Generally located east of Narcoossee Rd., south of Kirby Smith Rd., and north of Whippoorwill Ct.; Parcel ID #s: Portions of 17-24-31-4795-00-010/020; - 3.00 gross ac.

The following person addressed the Board: Jean Abi-Aoun.

A motion was made by Commissioner Thompson, seconded by Commissioner Edwards, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Element Policies FLU1.1.4(A), FLU1.2.4, FLU1.4.4, FLU6.2.14, FLU6.3.2, FLU6.3.2.1, FLU8.1.4, and FLU8.2.1); further, determine that the proposed amendment is in compliance; further, adopt Amendment 2016-2-S-4-1, Rural Settlement 1/2 (RS 1/2) to Planned Development-Office (PD-O); and further, make a finding of consistency with the Comprehensive Plan; and further, approve the rezoning request, subject to the thirteen (13) conditions listed in the staff report. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

3. [16-168](#) CONCURRENT REZONING REQUEST

Jean Abi-Aoun, P.E., Florida Engineering Group, Inc., for John R. Hefferan Jr. and Marilyn P. Hefferan, Patrick H. Dang, and Angel N. Ho

Rezoning: LUP-16-06-223

R-CE (Country Estate District) to PD (Planned Development District) (Orlando Medical Office Center PD) to allow up to 24,000 square feet of medical office uses

Consideration: R-CE (Country Estate District) to PD (Planned Development District) (Orlando Medical Office Center PD) to allow up to 24,000 square feet of medical office uses

Location: 11747 and 11749 Narcoossee Rd.; Generally located east of Narcoossee Rd., south of Kirby Smith Rd., and north of Whippoorwill Ct.; Parcel ID#s: Portions of 17-24-31-4795-00-010/020; - 3.00 gross ac.

This item was approved.

3. [16-169](#) SMALL-SCALE DEVELOPMENT PRIVATELY-INITIATED AMENDMENT AND CONCURRENT REZONING REQUEST

Amendment 2016-2-S-4-2

Jerri O'Barr for Jerri C. O'Barr, Thurston W. and Shirley A. Squires Charitable Remainder Trust

Consideration: Low-Medium Density Residential (LMDR) to Commercial (C)

Location: 17505 Fricke Ave. and 14162 E. Colonial Dr.; Generally located south of E. Colonial Dr., east of Fricke Ave., and west of Woody Woody St.; Parcel ID#s: 24-22-31-0000-00-014/039; - 1.53 gross ac.

The following person addressed the Board: Jeri O'Barr.

A motion was made by Commissioner Thompson, seconded by Commissioner Clarke, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Element Goal FLU2; Objective FLU8.2; Policies FLU1.1.5, FLU1.4.4, FLU8.2.1, and FLU8.2.10; further, determine that the proposed amendment is in compliance; further, adopt Amendment 2016-2-S-4-2, Low-Medium Density Residential (LMDR) to Commercial (C); further make a finding of consistency with the Comprehensive Plan; and further, approved the rezoning request, subject to the subject to the four (4) restrictions listed in the staff report. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

3. [16-170](#) CONCURRENT REZONING REQUEST

Jerri O'Barr for Jerri C. O'Barr, Thurston W. and Shirley A. Squires
Charitable Remainder Trust
Rezoning RZ-16-10-023
A-2 (Farmland Rural District) and C-1 (Retail Commercial District) to C-1
(Retail Commercial District)

Consideration: Request to rezone from A-2 (Farmland Rural District) and C-1 (Retail Commercial District) to C-1 (Retail Commercial District)

Location: 17505 Fricke Ave. and 14162 E. Colonial Dr.; Generally located south of E. Colonial Dr., east of Fricke Ave., and west of Woody Woody St.; Parcel ID#s: 24-22-31-0000-00-014/039; - 1.53 gross ac.

A motion was made by Commissioner Thompson, seconded by Commissioner Clarke, to make a finding of consistency with the Comprehensive Plan; and further, approved the rezoning request, subject to the subject to the four (4) restrictions listed in the staff report. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

3. [16-171](#) SMALL-SCALE DEVELOPMENT PRIVATELY-INITIATED AMENDMENT
AND CONCURRENT REZONING REQUEST

Amendment 2016-2-S-4-3
Maxwell Spann, Land Image Consulting, for Ruben Gomez

Consideration: Low-Medium Density Residential (LMDR) to Commercial (C)

Location: 9505 2nd Ave., Generally located on the east side of 2nd Ave., south of 4th St., north of 5th St., and west of 3rd Ave.; Parcel ID# 01-24-29-8516-40-901; - 0.17 gross ac.

A motion was made by Commissioner Thompson, seconded by Commissioner Edwards, to make a finding of inconsistency with the Comprehensive Plan (see Future Land Use Element Objective FLU8.2, Neighborhood Element Objective N1.1, and Policies FLU1.4.2, FLU1.4.3, FLU1.4.4, and FLU8.21); further, determine that the proposed amendment is not in compliance; further, deny Amendment 2016-2-S-4-3, Low-Medium Density Residential (LMDR) to Commercial (C); further, making a finding of inconsistency with the Comprehensive Plan; and further, deny the rezoning request. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

3. [16-172](#) CONCURRENT REZONING REQUEST

Maxwell Spann, Land Image Consulting, for Ruben Gomez
Rezoning RZ-16-10-025
R-1A (Single-Family Dwelling District) to C-1 (Retail Commercial District)

Consideration: Request to rezone R-1A (Single-Family Dwelling District) to C-1 (Retail

Commercial District)

Location: 9505 2nd Ave., Generally located on the east side of 2nd Ave., south of 4th St., north of 5th St., and west of 3rd Ave.; Parcel ID# 01-24-29-8516-40-901; - 0.17 gross ac.

This item was denied.

3. [16-173](#) SMALL-SCALE DEVELOPMENT PRIVATELY-INITIATED AMENDMENT
AND CONCURRENT REZONING REQUEST

Amendment 2016-2-S-4-4

Stephen Allen, P.E., Civil Corp Engineering, Inc., for Scott N. Pierson and
Roxanne Pierson

Consideration: Rural Settlement 1/2 (RS 1/2) to Planned Development-Commercial (PD-C)

Location: 11745 Narcoosee Rd.; Generally located east of Narcoosee Rd., south of Kirby Smith Rd., and north of Lake Whippoorwill Ct.; Parcel ID#: 17-24-31-0000-00-019 (Portion of); - 1.80 gross ac.

The following person addressed the Board: Steve Allen.

A motion was made by Commissioner Thompson, seconded by Commissioner Clarke, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Element Policies FLU1.2.4, FLU1.4.4, FLU1.4.6, FLU6.2.14, FLU6.3.2, FLU6.3.2.1, FLU8.1.4, and FLU8.2.1); further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2016-2-S-4-4, Rural Settlement 1/2 (RS 1/2) to Planned Development-Commercial (PD-C). The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

3. [16-174](#) CONCURRENT REZONING REQUEST

Stephen Allen, P.E., Civil Corp Engineering, Inc., for Scott N. Pierson and
Roxanne Pierson
Rezoning LUP-16-06-229

Consideration: R-CE (Country Estate District) to PD (Planned Development District) (Nona Center PD) to allow up to 27,300 square feet of P-O & C-1 uses, with the following waiver requested: 1) A waiver from Section 38-1272(a)(5) to allow for a maximum height of 3-stories/45 feet in lieu of 35 feet when within a distance of 100 feet from residential property

Location: 11745 Narcoosee Rd.; Generally located east of Narcoosee Rd., south of Kirby Smith Rd., and north of Lake Whippoorwill Ct.; Parcel ID#: 17-24-31-0000-00-019 (Portion of); - 1.80 gross ac.

The Board took no action.

3. [16-175](#) SMALL-SCALE DEVELOPMENT PRIVATELY-INITIATED AMENDMENT
AND CONCURRENT REZONING REQUEST

Amendment 2016-2-S-6-1

Stacy Banach for Central Park Shopping Plaza, LLC

Consideration: Industrial (IND) to High Density Residential (HDR) (Senior Housing)

Location: 1701 W. Oakridge Rd., Generally located north of W. Oak Ridge Rd., south of Wakulla Wy., east of S. Texas Ave., and west of S. Rio Grande Ave; Parcel ID#: 22-23-29-7268-57-000 (Portion of); - 5.40 gross ac.

The following person addressed the Board: Stacy Banach.

A motion was made by Commissioner Siplin, seconded by Commissioner Thompson, to make a finding of consistency with the Comprehensive Plan (see Future Land Use Element Goal FLU 2, Housing Element Goal H1; Housing Element Objective H1.3, Future Land Use Element Objectives FLU2.1 and FLU8.2 Objective FLU8.2; Future Land Use Element Policies FLU1.4.1, FLU1.4.16, FLU8.2.1, and FLU8.2.11); further, determine that the proposed amendment is in compliance; further, adopt Amendment 2016-2-S-6-1, Industrial (IND) to High Density Residential (HDR-Senior Housing); further, make a finding of consistency with the Comprehensive Plan; and further, approve the rezoning request, subject to the four (4) restrictions listed in the staff report. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

3. [16-176](#) CONCURRENT REZONING REQUEST

Stacy Banach

Rezoning RZ-16-10-026

I-2/I-3 (Industrial District) to R-3 (Multiple-Family Dwelling District)

Consideration: Request to rezone I-2/I-3 (Industrial District) to R-3 (Multiple-Family Dwelling District)

Location: 1701 W. Oakridge Rd., Generally located north of W. Oak Ridge Rd., south of Wakulla Wy., east of S. Texas Ave., and west of S. Rio Grande Ave; Parcel ID#: 22-23-29-7268-57-000 (Portion of); - 5.40 gross ac

This item was approved.

3. [16-177](#) Comprehensive Plan
Amending Orange County Code, adopting 2016-2 Small-Scale
Development Amendments to the 2010-2030 Comprehensive Plan (CP)
(Continued from November 15, 2016)

Small Scale Development Privately-Initiated Amendment

Amendment 2016-2-S-6-2

Walter R. Persaud for R & A Investments of Orlando, Inc.

Consideration: Low Density Residential (LDR) to Commercial (C)

Location: 130 Ring Rd., Generally located west of Ring Rd., south of Old Winter Garden Rd. and north of W. South St.; Parcel ID#: 30-22-29-6244-09-170; - 0.80 gross ac.

A motion was made by Commissioner Siplin, seconded by Commissioner Boyd, to continue the public hearing until January 24, 2017, at 2 p.m. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

3. [16-178](#) Concurrent Rezoning Request (Continued from November 15, 2016)

Rezoning: RZ-16-10-029

R-1 (Single-Family Dwelling District) to C-2 (General Commercial District)

Consideration: Request to rezone from R-1 (Single-Family Dwelling District) to C-2 (General Commercial District)

Location: 130 Ring Rd., Generally located west of Ring Rd., south of Old Winter Garden Rd. and north of W. South St.; Parcel ID#: 30-22-29-6244-09-170; - 0.80 gross ac.

This item was continued.

3. [16-179](#) SMALL SCALE STAFF-INITIATED TEXT AMENDMENT

Amendment 2016-2-S-FLUE-1

Text amendments to Future Land Use Element Policy FLU8.1.4 establishing the maximum densities and intensities for proposed Planned Developments within Orange County

A motion was made by Commissioner Boyd, seconded by Commissioner Nelson, to make a finding of consistency with the Comprehensive Plan; further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2016-2-S-FLUE-1. The motion carried by the following vote:

Aye: 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

Absent: 1 - Commissioner Thompson

3. [16-180](#) SMALL-SCALE STAFF-INITIATED TEXT AMENDMENT

Amendment 2016-2-S-FLUE-2

Text amendment to Future Land Use Element Policy FLU1.2.4 regarding allocation of additional lands to the Urban Service Area (USA)

A motion was made by Commissioner Nelson, seconded by Commissioner Clarke, to make a finding of consistency with the Comprehensive Plan; further, determine that the proposed amendment is in compliance; and further, adopt Amendment 2016-2-S-FLUE-2. The motion carried by the following vote:

Aye: 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Clarke, Commissioner Boyd, Edwards, and Commissioner Siplin

Absent: 1 - Commissioner Thompson

3. [16-181](#) SMALL-SCALE DEVELOPMENT ORDINANCE

Amending Orange County code, adopting Second Cycle 2016-2 Small Scale Development Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163-3184 F.S.

A motion was made by Commissioner Clarke, seconded by Commissioner Nelson, to make a finding of consistency with the Comprehensive Plan, further, determine that the amendments are in compliance, and further, adopt Ordinance 2016-27, consistent with today's actions, approving the proposed Future Land Use Map and Text Amendments. The motion carried by the following vote:

Aye: 6 - Mayor Jacobs, Commissioner Nelson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

Absent: 1 - Commissioner Thompson

3. [16-182](#) REGULAR CYCLE PRIVATELY-INITIATED COMPREHENSIVE PLAN MAP AMENDMENT AND CONCURRENT REZONING REQUEST

Amendment 2016-1-A-5-1 (fka 2015-1-A-5-2 & 2014-2-A-5-2)
Sean Froelich, Columnar Holdings, LLC, for Rolling R. Ranch LTD; Mary R. Lamar; Eloise A. Rybolt Revocable Trust; and Lake Pickett North, LLC

Consideration: Rural (R) to Lake Pickett (LP) (a proposed new Future Land Use designation)

Location: Generally located north of Lake Pickett Rd., south of Orange County boundary line, east of N. Tanner Rd., and west of Chuluota Rd.; Parcel ID#s: 05-22-32-0000-00-001/002/006/007/011/012/013/014; 06-22-32-0000-00-002; 07-22-32-0000-00-001/020; 08-22-32-0000-00-001/018; Amendment 2016-1-A-5-1 - 1,417.75 gross ac.

The following persons addressed the Board:

Dan O'Keefe
Orange County Commissioner Elect District 5 Emily Bonilla
Orange County Soil & Water Conservation District Supervisor Daisy Morales
Rebecca Hammock

Seminole County Commissioner District 1 Bob Dallari
Thomas Hawkins
Alex Storer
David Siegel
Wes Hodge
Maria Bolton-Joubert
Frank Vassell
Alecia Folsom
Viviana Katz
Marty Sullivan
Ronald Brooke
Jane West
Maria Martinez
Lyman Baker
Kelly Semrad
Luiza Martinez Semrad
RJ Mueller
Dan Washburn
Debbie Parrish
Carolyn Canada
Cathy Hettinger
Marj Holt
Bill Ockemden
Jay Zembower
Seminole County Commissioner District 3 Lee Constantine
Scott Glass
Bob Carrigan

The following materials were presented to the Board prior to the close of the public hearing:

- Exhibit 1, from Dan O'Keefe
- Exhibit 2, from Rebecca Hammock
- Exhibit 3, from RJ Mueller
- Exhibit 4, from Scott Glass

The following materials were received by the Clerk prior to the close of the public hearing. The materials referenced by the speaker were not presented to the Board.

- Submittal 1, from Luiza Martinez Semrad
- Submittal 2, from RJ Mueller
- Submittal 3, from Debbie Parrish
- Submittal 4, from Marg Holt

A motion was made by Commissioner Edwards, seconded by Commissioner Nelson, to approve Privately-Initiated Comprehensive Plan Amendment Map Amendment 2016-1-A-5-1 (fka 2015-1-A-5-2 & 2014-2-A-5-2). The motion failed by the following vote:

Aye: 3 - Commissioner Nelson, Edwards, and Commissioner Boyd

Nay: 4 - Mayor Jacobs, Commissioner Thompson, Commissioner Clarke, and Commissioner Siplin

and

3. [16-183](#) CONCURRENT REZONING REQUEST

Sean Froelich, Columnar Holdings, LLC, for Rolling R. Ranch LTD; Mary R. Lamar; Eloise A. Rybolt Revocable Trust; and Lake Pickett North, LLC
Rezoning LUP-16-07-246

A-2 (Farmland Rural District) and R-CE (Country Estate District) to Sustany PD-RP (Planned Development-Regulating Plan) The Sustany PD-RP is proposing a maximum of 1,999 residential dwelling units, a fire station, community parks, and an elementary or K-8 public school

Consideration: Request to rezone A-2 (Farmland Rural District) and R-CE (Country Estate District) to Sustany PD-RP (Planned Development-Regulating Plan) The Sustany PD-RP is proposing a maximum of 1,999 residential dwelling units, a fire station, community parks, and an elementary or K-8 public school

Location: Generally located north of Lake Pickett Rd., south of Orange County boundary line, east of N. Tanner Rd., and west of Chuluota Rd.; Parcel ID#s: 05-22-32-0000-00-001/002/006/007/011/012/013/014; 06-22-32-0000-00-002; 07-22-32-0000-00-001/020; 08-22-32-0000-00-001/018 (LUP-16-07-246 also includes Parcels 04-22-32-0000-006/007/009/045/046/052/053); LUP-16-07-246: - 1,436.00 gross ac.

The Board took no action.

and

I. CONSENT AGENDA ITEMS DEFERRED

E. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

- 2. [16-273](#)** Approval and execution of Adequate Public Facilities Agreement for the Sustany PD (A/K/A Lake Picket North) by and among Lake Pickett North, LLC; Eloise A. Rybolt Revocable Trust; Mary Rybolt Lamar; Rolling R. Ranch, LTD, and Orange County. District 5. (Development Review Committee)

The Board took no action.

- 7. [16-278](#)** Approval and execution of Lake Pickett North Transportation Network Agreement (Sustany Development) by and among Lake Pickett North, LLC, Mary Rybolt Lamar, Rolling R. Ranch, LTD and Orange County to fund transportation improvements and provide for a road network to mitigate the

traffic impacts for the Sustany development. District 5. (Roadway Agreement Committee)

The Board took no action.

IV. PUBLIC HEARINGS

3. [16-154](#) REGULAR CYCLE STAFF-INITIATED TEXT AMENDMENT AND FUTURE LAND USE MAP AMENDMENT

Amendment 2016-2-B-FLUE-2

Text amendments to Future Land Use Element Policy FLU8.1.4 establishing the maximum densities and intensities for proposed Planned Developments within Orange County

A motion was made by Mayor Jacobs, seconded by Commissioner Thompson, to make a finding of consistency with the Comprehensive Plan; further, determine that the proposed amendments are in compliance with the exception of Amendment 2016-1-A-5-1 (fka 2015-1-A-5-2 & 2014-2-A-5-2); further, adopt Amendment 2016-2-B-FLUE-2, and Amendment 2016-2-B-TRAN-2; and further, adopt Ordinance 2016-28, consistent with today's actions, for the proposed 2016-2 and 2016-1 Future Land Use Map and Text Amendments. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Edwards, Commissioner Siplin, and Commissioner Boyd

and

3. [16-157](#) REGULAR CYCLE STAFF-INITIATED TEXT AND FUTURE LAND USE MAP AMENDMENT

Amendment 2016-2-B-TRAN-2

Text amendments to the Transportation Element to update the Long Range Transportation Plan

This item was adopted.

and

3. [16-184](#) REGULAR CYCLE STATE-EXPEDITED REVIEW COMPREHENSIVE PLAN AMENDMENTS ORDINANCE

Amending Orange County Code, adopting 2016-2 Regular Cycle State-Expedited Amendments to the 2010-2030 Comprehensive Plan (CP), adopting amendments pursuant to Section 163.3184, F.S.


This item was adopted.

✓ The notated public hearing is quasi-judicial in nature. As such, any verbal or written communication with a member of the Board of County Commissioners prior to today's quasi-judicial hearing should be disclosed on the record or made a part of the record during the public hearing by or on behalf of the party who communicated with the Board member to allow any interested party an opportunity to inquire about or respond to such communication. Failure to disclose any such communication may place the party who ultimately prevails at the quasi-judicial hearing at risk of having the Board's decision overturned in a court of law due to prejudice against the party who was not privy to the ex parte communication.

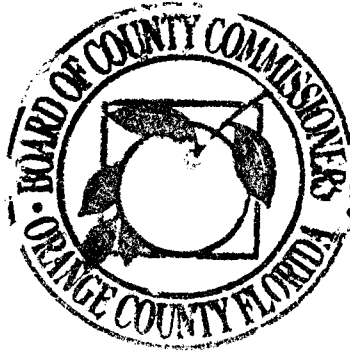
Information regarding meetings held at the County Administration Building between any member of the Board and an outside party may be obtained at <http://www.orangecountyfl.net/visitors/reports/MeetingsReportPage.asp>.

ADJOURNMENT: 6:45 p.m.

ATTEST:

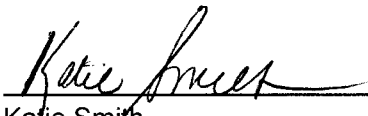


County Mayor Teresa Jacobs
Date: JAN 10 2017



ATTEST SIGNATURE:

Martha O. Haynie
County Comptroller as Clerk



Katie Smith
Deputy Clerk